

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-41302 of 2021(O&M)

DECIDED ON: 26th April, 2022

Ranbir Singh

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Ravi Malik, Advocate and
Mr. Manoj Pundir, Advocate for petitioner.

Ms. Dimple Jain, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.199 dated 10.7.2021, under Sections 34, 387, 506 IPC (later on Section 420, 201, 120-B and Sections 25 and 29 of Arms Act, 1959, were added and Section 34 IPC was deleted) registered at Police Station Sector-17 HUDA, Jagadhri, District Yamuna Nagar, Haryana.

As per the case set up, Pardeep Kumar made a complaint that he received a threatening call from a mobile phone. During investigation, petitioner was named by Satish Kumar, alleging that his identity proof was misused by Ranbir Singh (petitioner) for getting a SIM. The petitioner was arrested, his confession statement was recorded to the effect that he misused the ID of Satish Kumar and handed over the SIM to co-accused Gurmukh Singh.

Learned counsel for the petitioner submits that he was engaged in sale of SIM card. During the course of business, he had issued the SIM to Satish Kumar and it is a case of false implication. He further submits that the petitioner is in custody since 12.7.2021, investigation is complete. Moreover, Satish Kumar in his deposition has not supported the case of prosecution and

Learned State counsel opposes the bail and submits that mobile was recovered from the petitioner in which '*app*' was downloaded for issuing the SIM card.

Without commenting upon the merits of the case or on the deposition of Satish Kumar, considering that material witnesses have been examined but conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

26th April, 2022
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>